

By: Oliverson

H.B. No. 187

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to certain development agreements that guarantee the  
3 continuation of the extraterritorial status of the area subject to  
4 the agreement for municipal annexation purposes.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 43.035, Local Government Code, is  
7 amended by amending Subsection (c) and adding Subsections (c-1) and  
8 (c-2) to read as follows:

9 (c) Subject to Subsections (c-1) and (c-2), for ~~[For]~~  
10 purposes of Section 43.021(2) or another law, including a municipal  
11 charter or ordinance, relating to municipal authority to annex an  
12 area adjacent to the municipality, an area adjacent or contiguous  
13 to an area that is the subject of a development agreement described  
14 by Subsection (b)(1) is considered adjacent or contiguous to the  
15 municipality.

16 (c-1) The execution of a development agreement described by  
17 Subsection (b)(1) does not extend the extraterritorial  
18 jurisdiction of the municipality that is a party to the agreement.

19 (c-2) An area subject to a development agreement described  
20 by Subsection (b)(1) may not be considered for the purposes of  
21 calculating the width of an area under Section 43.054 or municipal  
22 territory under Section 43.0545.

23 SECTION 2. This Act takes effect immediately if it receives  
24 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this  
2 Act does not receive the vote necessary for immediate effect, this  
3 Act takes effect December 1, 2017.